

**\*E-FILED ON 5/31/05\***

NOT FOR CITATION  
IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

JAREK MOLSKI; and DISABILITY RIGHTS  
ENFORCEMENT EDUCATION SERVICES:  
HELPING YOU HELP OTHERS,

No. C04-04488 HRL

Plaintiffs,

**ORDER TO SHOW CAUSE RE  
SETTLEMENT**

v.

FRIAR TUCK'S RESTAURANT; and  
GREGORY ALAN CELLITTI,

Defendants.

The court is informed that this action has settled. In light of the settlement, all trial and pretrial dates have been vacated.

**On or before June 30, 2005**, the parties shall file a stipulated dismissal pursuant to Fed.R.Civ.P. 41(a). If a dismissal is not filed by the specified date, all parties shall appear in Courtroom 2, 5th Floor of the United States District Court, 280 South First Street, San Jose, CA 95113 on **July 12, 2005, 10:00 a.m.** and show cause, if any, why the case should not be dismissed pursuant to Fed.R.Civ.P. 41(a). The parties shall file a statement in response to this Order to Show Cause **no later than July 5, 2005**. The joint statement shall state (1) the status of the activities of the parties in finalizing settlement; and (2) how much additional time, if any, is requested to finalize the settlement and file the dismissal. If a voluntary dismissal is filed as ordered, the Order to Show Cause

1 hearing will be automatically vacated and the parties need not file a joint statement in response to this  
2 Order.

3  
4 Dated: May 31, 2005

/s/ Howard R. Lloyd

HOWARD R. LLOYD

UNITED STATES MAGISTRATE JUDGE

1 5:04-cv-4488 Notice will be electronically mailed to:

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7 Counsel are responsible for distributing copies of this document to co-counsel who have not  
8 registered for e-filing under the court's CM/ECF program.